DOCKET NO.: LMRK-0013 (69323/P002US/10511081) **PATENT**

Application No.: 09/671,571

Office Action Dated: September 1, 2009

This listing of claims will replace all prior versions, and listings, of claims in the application.

Listing of Claims:

1-84. (Cancelled)

85. (Previously Presented) A method for identifying music to a user exposed to a broadcast that includes unidentified music, comprising:

receiving a signal including a captured sample of the broadcast from a cell phone of the user, the cell phone transmitting the captured signal over the cellular network, said broadcasting comprising music;

determining from the signal a characteristic of the captured sample, wherein the characteristic of the captured sample comprises a landmark and a fingerprint associated with the landmark;

comparing the characteristic of the captured sample to a characteristic associated with an identity record in a database, wherein the characteristic associated with the identity record comprises a landmark and a fingerprint associated with the landmark;

attempting to locate an identity record corresponding to the captured sample according to a result of the comparison; and

storing the captured sample if the location attempt is unsuccessful.

- 86. (Original) The method according to claim 85, further including delivering the captured sample to remote locations.
- 87. (Original) The method according to claim 85, wherein the delivered captured samples are used in games or contests involving attempts to identify the unidentified music.
- 88. (Previously Presented) A method for identifying music to a user exposed to a broadcast, which includes unidentified music, comprising:

receiving a signal from a cell phone of the user, the signal including a captured sample of the broadcast from the user, said broadcast comprising music;

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determining from the signal a characteristic of the captured sample, wherein the characteristic of the captured sample comprises a landmark and a fingerprint associated with the landmark;

comparing the characteristic of the captured sample to a characteristic associated with an identity record in a database, wherein the characteristic associated with the identity record comprises a landmark and a fingerprint associated with the landmark;

attempting to locate an identity record corresponding to the captured sample according to a result of the comparison; and

providing an interactive interface for the user to store manipulated data associated with a successfully located identity record.

- 89. (Original) The method according to claim 88, wherein the interface is selected from the group consisting of real-time interfaces, offline interfaces, and combinations thereof.
- 90. (Previously Presented) The method according to claim 89, wherein the offline interface is selected from at least one of the following: internet browsers, email, SMS messaging, and combinations thereof.
- 91. (Original) The method according to claim 88, wherein the interface is arranged to allow the user to store, retrieve and forward the data.
- 92. (Original) The method according to claim 88, wherein the interface is arranged to allow the user to communicate with third parties.
- 93. (Original) The method according to claim 88, wherein the interface is arranged to allow the user to participate in games or contests.
- 94. (Original) The method according to claim 93, wherein the games or contests include identifying unidentified songs.

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95. (Original) The method according to claim 88, wherein the interface is arranged to allow the user to forward data to a website.

96. (Original) The method according to claim 95, wherein the website is configured to provide personalized radio station to the user.

97-107. (Cancelled)